## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re-Patent Application of : Attorney Docket No .: Simon W. Bayliff et al.

: 101713-5024

Appln. No.: 10/590,248 : Examiner: Bao Thuy Nguyen

Filed: April 26, 2007 : Confirmation No.: 6950

For: DIAGNOSTIC TEST DEVICES : Group Art Unit: 1641

## PETITION FOR THREE-MONTH EXTENSION OF TIME AND FEE TRANSMITTAL

Mail Stop Amendment Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

## Dear Madam:

Applicants hereby petition the Commissioner pursuant to 37 C.F.R. §1.136(a) to extend the time for filing an Appeal Brief after filing the Notice of Appeal on November 19, 2008, having a two-month period for filing expiring January 19, 2008, by three months to and including April 19, 2009.

The Commissioner is hereby authorized to charge any fees required in connection with this Petition to Deposit Account No. 50-0310 (Billing No. 101713-5024).

Respectfully submitted.

SIMON W. BAYLIFF ET AL.

Date: April 16, 2009 /Christopher I. Halliday/ By:

Christopher I. Halliday Registration No. 42,621

MORGAN, LEWIS & BOCKIUS LLP

1701 Market Street Philadelphia, PA 19103-2921 Telephone: (215) 963-5337

Facsimile: (215) 963-5001 E-Mail: challiday@morganlewis.com